



Phone: (302) 425-6410  
Fax: (302) 428-5132  
Email: [Poppiti@BlankRome.com](mailto:Poppiti@BlankRome.com)

February 5, 2008

Dr. Peter T. Dalleo, Clerk  
United States District Court for the District of Delaware  
844 North King Street, Room 4209  
Lock Box 18  
Wilmington, DE 19801

**Re: In Re: Exaeris, Inc. et al., Chapter 11, Case No. 07-10887 (KG)  
Jack Kachkar v. Westernbank Puerto Rico et al., C.A. No. 07-621**

Dear Dr. Dalleo:

As the appointed mediator in the above-referenced matter, I write to advise that mediation was held on January 28, 2008 and that no resolution was reached.

Yours Respectfully,

Vincent J. Poppiti

VJP:mcl

cc: Steven K. Kortanek, Esquire  
Bruce Grohsgal, Esquire  
Tobey M. Daluz, Esquire  
Ms. Elizabeth Strickler